



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Chen et al.

Serial No.: 09/859,428

Filed: May 18, 2001

For: OSMOTIC DELIVERY SYSTEM,
OSMOTIC DELIVERY SYSTEM
SEMIPERMEABLE BODY ASSEMBLY,
AND METHOD FOR CONTROLLING
DELIVERY RATE OF BENEFICIAL
AGENTS FROM OSMOTIC DELIVERY
SYSTEMS

Confirmation No.: 5232

Examiner: M. Mendez

Group Art Unit: 3763

Attorney Docket No.: ARC 2604 US N1
(3139-6263.1US)

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

June 21, 2004
Date

Doreen Neumann
Signature

Doreen Neumann
Name (Type/Print)

SUBSTITUTE AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**PLEASE NOTE ENCLOSED ADDITIONAL COPY OF PREVIOUSLY-FILED
POWER OF ATTORNEY, REVOCATION OF PRIOR POWER OF ATTORNEY AND
REQUEST TO CHANGE CORRESPONDENCE ADDRESS WITH STATEMENT
PURSUANT TO 37 CFR 3.73.**

The following subsequent amendments and remarks are filed in response to the Examiner's remarks in the Office Action mailed May 20, 2004 requesting a substitute specification, the one-month shortened statutory period for response to which expires on June 20, 2004.

Amendments to the Specification appear on page 3 of this paper.

Amendments to the Claims are reflected in the listing which begins on page 4 of this paper.

Remarks begin on page 10 of this paper.

An **Appendix A** is attached following page 10 of this paper which includes a clean version of the substitute specification, excluding claims, as amended.

An **Appendix B** is attached following Appendix A which includes a marked-up version of the substitute specification, excluding claims, showing the changes made.